

# MEMO ENDORSED

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
MIGUEL RIVERA

Plaintiff,

22-CV-3543 (KMK)

-against-

CITY OF MOUNT VERNON,  
CITY OF MOUNT VERNON POLICE DEPARTMENT,  
POLICE OFFICER JOHN DOE,

Defendants.  
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## NOTICE OF MOTION

PLEASE TAKE NOTICE that, upon the annexed Declaration of Brian Valdivia, Esq., dated October 7, 2022, and the exhibits annexed thereto, the accompanying memorandum of law, dated October 7, 2022, and upon all the pleadings and proceedings had herein, Plaintiff Miguel Rivera ("Plaintiff") will move this Court before the Hon. Kenneth M. Karas, for an Order, pursuant to 28 U.S.C. § 1447(c), remanding this action to the Supreme Court of the State of New York, County of Westchester, and granting such other and further relief as the Court deems just and proper.

Dated: Nassau, New York  
October 7, 2022

This motion is denied without prejudice for failure to comply with the Court's Individual Rules of Practice II.A. Plaintiff is directed to file a pre-motion letter to the docket seeking leave to file the motion to remand. Defendants must respond within 7 days of Plaintiff's letter being filed on the docket.



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SO ORDERED.




10/11/2022

TO:

Quinn Law Firm PLLC  
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**CERTIFICATE OF SERVICE**

I hereby certify that, on October 7, 2022, a true and correct copy of the foregoing was served on the counsel of record for Defendants through the Court's CM/ECF system.

  
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Brian Valdivia